

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Martin Clive-Smith
Serial No. : 10/533,987
Filed : May 4, 2005
For : Collapsible Flat Rack
Attorney's Docket : TILLBRK-001XX
Examiner : Hilary Gutman
Group Art Unit : 3612

RENEWED PETITION UNDER 37 CFR §1.137(b)

Mail Stop PETITION
Commissioner of Patents
PO Box 1450
Alexandria, VA, 22313-1450

Sir:

Applicant respectfully requests for reconsideration of the decision to dismiss issued on March 31, 2008. In an examiner interview dated April 18, 2008, Examiner Hilary Gutman acknowledged that the After Final Amendment of November 2, 2007 put the case in condition allowance by cancelling all the rejected claims and that there had been no objections to the specification. The After Final Amendment of November 2, 2007 does place the application in condition for allowance and a Request for Continued Examination was not necessary. Applicant is requesting the Request for Continued Examination with fee of \$405.00 under 37 CFR 1.17(e) in the Renewed Petition Under 37 CFR §1.137(b) dated May 6, 2008 not be applied. Applicant respectfully requests

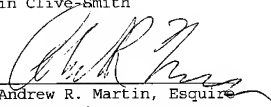
In re: Martin Clive-Smith
Filed: May 4, 2005
Serial No.: 10/533,987
Page 2

reconsideration and grant of the petition under 37 CFR 1.137(b).

Respectfully submitted,

Martin Clive-Smith

By


Andrew R. Martin, Esquire
Registration No. 45,413
Attorney for Applicant(s)

BOURQUE & ASSOCIATES, P.A.
835 Hanover Street, Suite 301
Manchester, New Hampshire 03104

Telephone: (603) 623-5111
Facsimile: (603) 624-1432

Date:

5-8-08